

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF

MONDAY, MARCH 7, 1988

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor McColl at 2:04 p.m. The meeting was recessed by Mayor O'Connor at 4:17 p.m. to meet in closed session in the twelfth floor conference room on potential litigation. The meeting was reconvened by Mayor O'Connor at 4:20 p.m. with all members present. Mayor O'Connor adjourned the meeting at 6:27 p.m. to meet in Closed Session at 9:30 a.m. Tuesday, March 8, 1988, in the twelfth floor conference room on pending and potential litigation, possible acquisition of Famosa Slough, and Meet and Confer matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (eb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-not present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-not present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Rev. Monsignor William A.  
Kraft, Executive Director of Development for the  
Catholic Diocese of San Diego.

FILE LOCATION: MINUTES

Mar-7-1988

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member  
Struiksma.

FILE LOCATION: MINUTES

Mar-7-1988

ITEM-30: WELCOMED

Welcoming a group of approximately 6 Cub Scouts from Pack  
616, Den 9, at Jerabek Elementary School, who will attend  
this meeting accompanied by Jim Zeidler. This group will  
arrive at approximately 2:00 p.m.  
(District-5.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A039-051.)

COUNCIL MEMBER STRUIKSMA WELCOMED THE GROUP.

ITEM-31: APPROVED

Approval of Council Minutes for the Meetings of:

2/08/88

2/09/88

2/15/88 Adjourned

2/16/88

2/18/88 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A043-051.)

MOTION BY HENDERSON TO APPROVE. Second by Roberts. Passed by  
the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,  
Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea,  
Filner-yea, Mayor O'Connor-not present.

ITEM-32: GRANTED HEARING

Matter of the request of Arthur Burton, for a hearing of an  
appeal from the decision of the Planning Commission in  
granting Conditional Use Permit CUP-87-0275, proposing the  
development of a church with related facilities (including

a day care facility for children) and a height variance to allow a building height of 40 feet where a 30 foot maximum is allowed. The subject property (approximately 4.396-acres) is located west of the intersection of Carmel Mountain Road and Stoney Creek Road and is further described as Lot 1, Penasquitos Heights, Map-9250, in Zone R1-5000 (HR), in the Penasquitos East Community Plan area. (CUP-87-0275. District-1.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM CUP-87-0275

COUNCIL ACTION: (Tape location: A141-224.)

MOTION BY WOLFSHEIMER TO GRANT THE REQUEST FOR A HEARING OF THE APPEAL ON THE FINDING THAT IT IS A CITYWIDE PLANNING ISSUE.

Second by Struiksma. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

#### ITEM-33: GRANTED HEARING

Matter of the request of Rancho Penasquitos Planning Board, by Alan F. Dickey, Chairman, for a hearing of appeals from the decision of the Planning Commission in granting Hillside Review Permit and Vesting Tentative Map VTM-87-0081 (Park View Estates Unit 1) proposing a subdivision of 118 lots on a site (approximately 51.8-acres) located south of Carmel Mountain Road and Sundance Avenue and northwest of Park Village Road and Brickella Street, in Zone A-1-10 (proposed R1-5000), in the Penasquitos East Community Plan area. The subject property is further described as the southeast quarter of the southwest quarter and a portion of the southwest quarter of the southeast quarter of Section 13, Township 14 South, Range 3 West, S.B.B.M. (HRP & VTM-87-0081. District-1.)

A motion granting or denying the request for a hearing of the appeals.

FILE LOCATION: PERM HRP-87-0081 SUBD Park View Estates Unit 1

COUNCIL ACTION: (Tape location: A227-245.)

MOTION BY WOLFSHEIMER TO GRANT THE REQUEST FOR A HEARING ON THE FINDING THAT THE DEVELOPMENT REPRESENTS A CITYWIDE PLANNING

ISSUE. Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present,

Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-34: GRANTED HEARING

Matter of the request of D' & D' Partnership, by Roque de la Fuente II, for a hearing of an appeal from the decision of the Planning Commission in denying Planned Commercial Development Permit and Tentative Map (Loma Linda Vista) PCD and TM-85-0643, proposing a mixed-use development comprised of 275,420 square feet of office use, 116 hotel rooms, 24,000 square feet of retail, 23,200 square feet of recreation uses and seven residential units on 9.9 acres. The site is located on the northwest corner of Friars Road and Ulric Street, in Zone CO (HRO/FPF) (proposed Zone CA (HRO/FPF)), in the Mission Valley Development Intensity Overlay District and in the Linda Vista Community Plan area. The subject property is further described as Lots 1 and 2 of Fashion Ridge, Map-11871 and portions of Lots 2, 3 and 5, Pueblo Lots 1174, Map-141, Mission Valley Ball Park (approximately 9.9 acres). (PCD & TM-85-0643. District-5.)

A motion granting or denying the request for a hearing of the appeals.

FILE LOCATION: PERM PCD-85-0643 SUBD Loma Linda Vista

COUNCIL ACTION: (Tape location: A247-268.)

MOTION BY STRUIKSMA TO GRANT THE HEARING WHEN THE COMMUNITY PLAN

AMENDMENTS WILL BE HEARD. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-35: GRANTED HEARING

Matter of the request of James Schraefel, by Emmanuel Savitch of Procopio, Cory, Hargreaves & Savitch, for a hearing of the appeals from the decision of the Planning Commission in denying Planned Infill Residential Development Permit, Tentative Map (Cliff Court) and Resource Protection Overlay Zone Permit RPP-87-0325, proposing a development plan for 5 detached, single-family residential dwelling units on a 7-lot subdivision. The subject property is located on the northerly side of Mission Cliffs Drive, north of Adams Avenue, in Zones

R1-5000, R1-40000, Hillside Review and Resource Protection Overlay Zone, in the Uptown Community Plan area. The subject property is further described as Lot 35, Mission Cliff Gardens, Map-2268 and a portion of Pueblo Lot 1111, Miscellaneous Map-36.

(PIRD, TM & RPP-87-0325. District-2.)

A motion granting or denying the request for a hearing of the appeals.

FILE LOCATION: PERM PIRD-87-0325 SUBD Cliff Court PERM RPP-87-0325

COUNCIL ACTION: (Tape location: A270-299.)

MOTION BY ROBERTS TO GRANT THE REQUEST FOR A HEARING ON THE FINDING THAT IT REPRESENTS A CITYWIDE PLANNING ISSUE. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-50: (O-88-132) ADOPTED AS ORDINANCE O-17036 (New Series)

Amending Chapter VI, Article 7, Division 38, of the San Diego Municipal Code by adding Section 67.38.9, relating to Citations, to empower Code Compliance Officers/Code Compliance Supervisors to enforce the water conservation statutes of both state and municipal codes by issuing citations for violations committed in their presence.

(Introduced on 2/22/88. Council voted 9-0.)

WU-U-88-070.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A300-304.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-51: (O-88-130) ADOPTED AS ORDINANCE O-17037 (New Series)

Amending Chapter X, Article 1, Division 19, of the San Diego Municipal Code by amending Sections 101.1903 and 101.1904, relating to the San Diego Residential Hotel Regulations to exclude specific projects approved by the Redevelopment Agency of the City of San Diego.

(Introduced on 2/22/88. Council voted 8-0. Mayor not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A304-310.)

MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-not present.

\* ITEM-100: (R-88-1516) ADOPTED AS RESOLUTION R-270469

Awarding contracts for the purchase of five tractors for an actual cost of \$255,232.57, including tax, as follows: (BID-9402)

1. Case Power and Equipment - low acceptable bid for Item 1, two Articulated Tractors 4x4; low bid for Item 4, one Tractor Agriculture 4x4;
2. Scott Machinery Co. - low acceptable bid for Item 2, one each Loader/Backhoe;
3. Artesia Implement - low bid for Item 3, one Loader/Mower.

Aud. Cert. 8800765.

FILE LOCATION: MEET CONTFY88-3

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-101: (R-88-1522) ADOPTED AS RESOLUTION R-270470

Accepting the low bid of \$181,500 and awarding a contract to Landscape Irrigation Specialists, Inc., for Memorial Community Park Improvements; authorizing the City Manager to execute a contract in accordance with the form on file in the Office of the City Clerk as Document No. 118809; authorizing the City Auditor and Comptroller to transfer \$18,500 from PSD Fund 15630 to CIP-29-528, Memorial Community Park - Improvements; authorizing the expenditure of not to exceed \$18,500 from CIP-29-528, Memorial Community Park - Improvements to supplement funds previously authorized by Resolution R-269545, adopted on October 26, 1987 for said project and related costs; authorizing the Auditor and Comptroller, upon advice from

the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9317) (Southeast San Diego Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: This project will provide for improvements to Memorial Community Park located on Ocean View Boulevard between 29th and 30th Streets in the Southeast San Diego Community area. Site improvements will include: concrete paving, new fencing around the senior center and shuffleboard courts, reconstruction of the multi-purpose sports field which includes re-seeding the turf area, installation of a new irrigation system, and renovation of existing fencing and bleachers. Fifty-five bid packages were issued and 1 bid was received on November 25, 1987. The bid of \$181,500 from Landscape Irrigation Specialists, Inc. was 10 percent over the engineer's estimate of \$165,000. Reducing the scope of work to lower construction costs would have a significant impact on the purpose of the project. Awarding a contract to Landscape Irrigation Specialists, Inc. is recommended.

Aud. Cert. 8800757.

FILE LOCATION: CONT Landscape Irrigation Specialists, Inc.  
CONTFY88-1

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-102: (R-88-1519) ADOPTED AS RESOLUTION R-270471

Awarding a contract to United Concrete Pipe Corporation for the purchase of steel water pipe, butt straps, and grout bands for the Miramar Pipeline repair, for a total cost of \$89,460, including tax.

Aud. Cert. 8800775.

FILE LOCATION: MEET CONTFY88-1

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-103: (R-88-1520) ADOPTED AS RESOLUTION R-270472

Awarding contracts for the purchase of ripper teeth for

City Landfill Equipment, as may be required for a period of one year beginning March 1, 1988 through February 28, 1989, for an estimated cost of \$56,000, including tax and terms, with an option to renew the contracts for an additional one-year period, cumulative price increases not to exceed 10 percent of the original contract prices, as follows:  
(BID-9477)

1. Cutting Edge Supply Co. for Section I - Ripper Teeth for use on Caterpillar 633 motor scrapers;
2. Case Power and Equipment for Section II - Ripper Teeth for use on Caterpillar D9L bulldozers.

FILE LOCATION: MEET CONTFY88-2

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-104: (R-88-1515) ADOPTED AS RESOLUTION R-270473

Awarding contracts for the purchase of gloves, as may be required for a period of one year beginning May 1, 1988 through April 30, 1989, for a total estimated cost of \$52,000, including tax and terms, with an option to renew the contracts for an additional one-year period, as follows: (BID-9485)

1. Safety West for Items 6, 7, 8, 9, 11, 12, 13, 14, 15 and 16.
2. Vallen Safety Supply Co. for Items 1, 2, 3, 4, 5, and 10.

FILE LOCATION: MEET CONTFY88-2

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-105: (R-88-1514) ADOPTED AS RESOLUTION R-270474

Awarding a contract to Glass-Coat Systems, Inc. for the purchase and installation of fiberglass coating at two swimming pools, for a total cost of \$27,990, including tax and terms. (BID-9500M)  
(Two bids received. Requested by the Park and Recreation Department, Central Division, for Colina del Sol Pool,



Council District 3, and for the Martin Luther King Pool,  
Council District 4.)  
Aud. Cert. 8800760.

FILE LOCATION: MEET CONFY88-1

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-106:

Two actions relative to accepting the petition - Mission  
Valley Heights Subdivision (Municipal Improvement Act of  
1913):  
(Mission Valley Community Area. District-5.)

Subitem-A: (R-88-1655) ADOPTED AS RESOLUTION R-270475

Adoption of a Resolution making findings on the property  
owner petition for the construction of public improvements  
for Assessment District No. 4025, Mission Valley Heights.

Subitem-B: (R-88-1656) ADOPTED AS RESOLUTION R-270476

Appointing Brown and Diven, Attorneys at Law, to act as  
Bond Counsel for the purposes of preparing proceedings and  
issuing an approving opinion attesting to the validity of  
the proceedings and the enforceability of the bonds;  
accepting and approving the reimbursement agreement  
executed and submitted by certain property owners within  
the Assessment District for execution by the City Manager;  
authorizing the Auditor and Comptroller to establish a  
special improvement fund designated as Special Assessment  
District Fund 79440, and into said fund shall be placed all  
funds advanced or loaned to the Assessment District,  
including an initial advance from certain property owners  
in the amount of \$25,000 and all proceeds from the sale of  
bonds and cash collections.

CITY MANAGER SUPPORTING INFORMATION: In 1984, the Council  
approved the final subdivision map and authorized the execution  
of a Subdivision Improvement Agreement with H.G. Fenton  
Materials Co. for the construction of public improvements  
relative to the Mission Valley Heights Subdivision. The  
subdivision contains 29 lots covering some 85 acres northeast of  
the intersection of State Route 163 and Friars Road in Mission  
Valley. A Planned Industrial Development permit has been issued

for the subdivision limiting the development to 1.16 million square feet of light industrial and office space. The public improvements, which consist of street improvements, utilities and drainage facilities, are estimated to cost \$5.0 million. The site grading has been completed and is not a part of the proposed assessment district. The petition represents 100 percent of the property area proposed to be included in the assessment district. The property owner has requested that the firm of Brown of Diven be retained as bond counsel for the proposed proceedings.

Aud. Cert. 8800707.

FILE LOCATION: STRT D-2273

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-107: (R-88-1658) ADOPTED AS RESOLUTION R-270477

Resolution of Intention to acquire approximately 1.28 acres of Kensington Hillside Extension No. 2 for the San Diego Open Space Park Facilities District No. 1.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: On November 21, 1983, the Council approved a revised open space retention list and gave direction on future open space appraisals for purposes of acquisition. Included in that direction was that \$5 million be allocated in each of Council Districts 3 and 4 to acquire open space and to "look to the Councilmember of the District" in identification of parcels to be acquired. City staff has since been working with District staff to meet the requirements of the Council directive. As part of our ongoing efforts to acquire quality open space, this 1.28 acre parcel was discussed with District 3. Councilmember McColl reviewed the parcel and recommended it be added to the District 3 acquisition plan. The specific acquisition plan and funds to appraise this land for purposes of acquisition for open space was approved by the City Council on September 15, 1986. The system consists of two adjacent parcels; the other parcel has already been acquired and we now have funds available to proceed with this remaining parcel. Agreement on value has already been reached with the property owner. This request is for \$450,000 to purchase this parcel at fair market value plus funds to cover title, escrow and other miscellaneous costs.

Aud. Cert. 8800747.

FILE LOCATION: STRT OS-31

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-108: (R-88-1657) ADOPTED AS RESOLUTION R-270478

Authorizing the sale of a drainage easement in a portion of Lot 83 of Mesa Ridge Subdivision determined to be surplus to the City, for the processing fee, to Robert, Barbara and Anne Roskell; authorizing the execution of a quitclaim deed, quitclaiming to Robert, Barbara and Anne Roskell the above easement; declaring that no broker's commission shall be paid by the City on the described negotiated sale.

(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: Requested is the abandonment of a 17-square-foot portion of an easement that was encroached upon by the construction of a single-family dwelling shortly after the drainage structure was installed. The footing at the corner of the house that encroaches has been reinforced to City standards in order to protect the facility. The easement was acquired at no cost to the City by the filing of Mesa Ridge Map-10366 on April 2, 1982.

FILE LOCATION: DEED F-4378 DEEDFY88-1

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-109: (R-88-1660) ADOPTED AS RESOLUTION R-270479

Approving the acceptance by the City Manager of a street easement deed of San Diego Gas and Electric Company, granting to the City an easement for public street purposes in a portion of Rancho San Bernardo; dedicating said land as and for a public street and naming the same Rancho Bernardo Road.

(Rancho Bernardo Community Area. District-1.)

FILE LOCATION: DEED F-4379 DEEDFY88-1

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-110: (R-88-1653) ADOPTED AS RESOLUTION R-270480

Adopting the recommendation to support Senate Bill 1220 (Kennedy), a comprehensive AIDS research, information and care act, as set forth in Intergovernmental Relations Department Report IRD-88-2.  
(See memorandum from Intergovernmental Relations Department Director dated 2/23/88 and Intergovernmental Relations Department Report IRD-88-2.)

COMMITTEE ACTION: Reviewed by RULES on 2/3/88. Recommendation to adopt the Intergovernmental Relations Department Report IRD-88-2. Districts 1, 2, 3, 7 and Mayor voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-111: (R-88-1669) ADOPTED AS RESOLUTION R-270481

Expressing appreciation and gratitude to Lillian Stafford for exhibiting and performing a rare standard of public service for and dedication to the future of our City as a member of the Mission Valley Community Planning Group.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-112: (R-88-1668) ADOPTED AS RESOLUTION R-270482

Expressing appreciation and gratitude to Tim Flanagan for exhibiting and performing a rare standard of public service for and dedication to the future of our City as a member of the Mission Valley Community Planning Group.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-113: (R-88-1633) ADOPTED AS RESOLUTION R-270483

Authorizing the expenditure of an amount not to exceed \$41,978 from Capital Outlay Fund, CIP-37-028, Annual Allocation, Undergrounding of City Utilities, as payment to San Diego Gas and Electric Company for the purpose of providing funds for the purchase of 15 new street lights to replace existing pole-mounted street lights in the Coast Boulevard (La Jolla Boulevard to Girard Avenue) Underground Utility District and related costs.

(La Jolla Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: As part of the City's Utility Undergrounding Program, existing pole-mounted street lights must be replaced with new street lights when the overhead utilities are removed. Since the City now owns all street lights, it is necessary for the City to pay this cost. San Diego Gas and Electric Company has estimated the cost of installing new street lights to be \$41,978 if installed by their undergrounding contractor. While the City has the option of installing the new street lights via a City contract, the SDG&E cost is less than the estimated \$45,000 cost of a City project. Aud. Cert. 8800712.

FILE LOCATION: STRT K-163

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-114: (R-88-1654) ADOPTED AS RESOLUTION R-270484

Authorizing the sale by negotiation of portions of Section 12, Township 18 South, Range 2 East, SBBM, for the amount of \$10,550 to the State of California; authorizing the execution of a grant deed, granting to the State of California all those portions of Section 12, Township 18 South, Range 2 East, SBBM; declaring that no broker's commission shall be paid by the City on said negotiated sale; authorizing the execution of a Right-of-Way Contract with the State of California, in connection with the above property.

CITY MANAGER SUPPORTING INFORMATION: The State of California, Department of Transportation, requires eight small subparcels of City-owned Water Utilities land for a safety project on State Highway 94. The project is east of Dulzura from 0.1 mile west to 1.3 miles east of Summit Road near the Barrett Junction area. The project involves constructing shoulders and curve realignment. The Water Utilities Department has reviewed and approved the sale. The property was appraised by CalTrans at a value of \$10,550. City staff review concurred with this value. WU-PR-88-100.

FILE LOCATION: DEED F-4380 DEEDFY88-1

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-115: (R-88-1639) ADOPTED AS RESOLUTION R-270485

Authorizing the execution of a contractual agreement with the San Diego Unified Port District to accept the contribution of \$100,000 from the Port District in exchange for the City constructing and operating a Day Center for the Homeless; authorizing said funds contributed by the Port District to be deposited in Capital Improvement Project CIP-39-106.0, San Diego Day Center for the above purpose.

CITY MANAGER SUPPORTING INFORMATION: On August 3, 1987 the City Council authorized the City Manager to negotiate with the California Department of Transportation (CalTrans), on behalf of the Regional Task Force on the Homeless, to lease a parcel of property on 17th Street between K and L Streets for the construction of a Day Center for the Homeless. On November 30, 1987 Council approved an amendment to the Fiscal Year 1987-88 Budget Ordinance which authorized the City Manager to accept \$78,000 from the Redevelopment Agency, and \$100,000 from the County of San Diego, and appropriate these funds along with a total of \$47,000 in Community Development Block Grant (CDBG) funds for the construction of Capital Improvement Project CIP-39-106.0, San Diego Day Center for the Homeless. The San Diego Unified Port District has recently indicated a desire to contribute \$100,000 towards the construction of the Day Center. The City Manager is requesting authorization to execute a contract with the San Diego Unified Port District accepting the contribution, and to deposit the funds in the established CIP

Project.

FILE LOCATION: MEET CONTFY88-1

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-116: (R-88-1473) ADOPTED AS RESOLUTION R-270486

Authorizing the execution of an agreement with Luth and  
Turley, Inc. for general and small reconstructive  
contracting and cleanup for damages to private property for  
which the City may be responsible.

(See City Manager Report CMR-88-133.)

Aud. Cert. 8800673.

FILE LOCATION: MEET CONTFY88-1

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-117: (R-88-1640) ADOPTED AS RESOLUTION R-270487

Authorizing the retention of the law firm of Pepper,  
Hamilton and Scheetz, as Special Counsel, to assist the  
City Attorney in negotiations by the City with the  
Environmental Protection Agency and the U.S. Justice  
Department regarding a consent decree.

Aud. Cert. 8800636 Rev.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A311-319.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-150: (R-88-1689) TRAILED TO MARCH 8, 1988

Waiving Council Policy 700-43 in respect to payment of  
fees to the Convention and Performing Arts Center by the  
NAMES Project, for purposes of displaying the AIDS Quilt  
at the Convention and Performing Arts Center on April  
13-14, 1988; authorizing the expenditure of an amount

not to exceed \$4,340 from General Fund 100, Unallocated Reserve 605, and payment thereof to CPAC to defray expenses for the above use of facilities.

(See Committee Consultant Analysis PFR-88-6.)

COMMITTEE ACTION: Initiated by PFR on 2/24/88.

Recommendation to waive Council Policy 700-43 in respect to payment of fees at CPAC for purposes of display of the AIDS Quilt and identified the Unallocated Reserve (\$4,340) as the funding source to reimburse the CPAC operation. Districts 5, 6 and 8 voted yea. District 7 voted nay. District 1 not present.

Aud. Cert. 8800784.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A120-140.)

MOTION BY FILNER TO TRAIL ITEMS 150, 204, 205, 206, AND 207 TO MARCH 8, 1988, AT THE REQUEST OF THE MAYOR AS THE DOCKET FOR THE MONDAY, MARCH 7, 1988, MEETING WAS HEAVILY SCHEDULED. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-151:

(Continued from the meeting of February 22, 1988, Item S401, at the City Manager's request, to allow the item to go back to PSS on March 2, 1988 to respond to questions raised at the PSS Meeting of 2/17/88.)

Two actions relative to the conceptual approval of the South Bay Land Outfall Project "Big Pipe" and certification of the EIR/EID:

(See City Manager Report CMR-88-103 and EIR/EID, EQD-87-0638. Tijuana River Valley Community Area. District-8.)

19880307

Subitem-A: (R-88-1626) ADOPTED AS RESOLUTION R-270488

Approving the concept of the South Bay Land Outfall "Big Pipe" project as described in the subject Facilities Plan Addendum.

Subitem-B: (R-88-1628 Rev.1) ADOPTED AS AMENDED AS  
RESOLUTION R-270489

Certifying that the information contained in Environmental



Impact Report/Environmental Information Document (EIR/EID), EQD-87-0638, issued in connection with the South Bay Land Outfall "Big Pipe" Project, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines thereto, and that said Report has been reviewed and considered by the Council; adopting the findings made with respect to the feasibility of the mitigating measures and project alternatives and the statements of overriding considerations, if any, contained within the said Environmental Impact Report/Environmental Information Document (EIR/EID), EQD-87-0638, pursuant to California Public Resources Code Section 21081.

COMMITTEE ACTION: Reviewed by PSS on 2/17/88. Recommendation to send to the City Council with no recommendation pending the answer to questions regarding local financing and cost/benefit analysis. Districts 2, 3, 4, 6 and 7 voted yea.  
WU-U-88-103.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A445-C453.)

MOTION BY ROBERTS TO APPROVE WITH THE FOLLOWING AMENDMENTS SUBMITTED BY COUNCIL MEMBER FILNER: 1) RESTORATION OF RIPARIAN AND WETLAND HABITATS IS AN ART WHICH IS STILL EVOLVING, AND HAS NOT BEEN DEMONSTRATED TO BE CONSISTENTLY AND FULLY EFFECTIVE. TO ENSURE THAT THE BIOLOGICAL VALUE OF THE RESTORED HABITAT WILL BE AT LEAST AS GREAT AS THAT WHICH PRESENTLY EXISTS, THE MITIGATION PROGRAM SHOULD BE REVISED TO USE ALL OF THE 3.4-ACRE CITY-OWNED MITIGATION SITE, INSTEAD OF JUST A 2.4-ACRE PORTION, AS A LOCATION FOR CREATION OF NEW WETLANDS (INCLUDING RIPARIAN WOODLAND). 2) DURING THE PAST FEW YEARS THERE HAS BEEN A GREAT DEAL OF GRADING AND FILLING OF WETLANDS IN THE TIAJUANA RIVER VALLEY WHICH HAS OCCURRED WITHOUT BENEFIT OF PERMITS FROM THE CITY, STATE, OR FEDERAL GOVERNMENTS. THE CITY ATTORNEY, CITY ENGINEER, AND PLANNING DIRECTOR SHOULD AGGRESSIVELY IDENTIFY PROPERTIES WHERE ILLEGAL GRADING HAS TAKEN PLACE, AND INITIATE ENFORCEMENT ACTIVITIES. ENFORCEMENT SHOULD INCLUDE RETROACTIVE PERMITS WHICH REQUIRE MITIGATION FOR THE HABITAT LOSSES WHICH OCCURRED AT THE TIME OF THE GRADING. THERE SHOULD BE A REPORT BACK TO THE TRANSPORTATION AND LAND USE COMMITTEE IN 6 WEEKS WITH THE STATUS AND RESULTS OF THE INVESTIGATION AND ENFORCEMENT EFFORT. 3) BECAUSE OF THE LENGTH OF TIME INVOLVED IN REESTABLISHING WETLAND HABITAT, AND OUR OBJECTIVE TO MINIMIZE THE PERIOD OF TIME DURING WHICH THE ACREAGE OF HABITAT IN THE VALLEY IS DIMINISHED, THE MITIGATION PROGRAM SHOULD REQUIRE THAT MITIGATION ACTIVITIES, INCLUDING REVEGETATION ON THE 3.4-ACRE

CITY-OWNED PROPERTY, WILL BEGIN IMMEDIATELY UPON COMMENCEMENT OF

CONSTRUCTION, NOT AFTER COMPLETION OF CONSTRUCTION. 4) THE EIR SEEMS TO INDICATE, IN ITS RESPONSES TO PUBLIC COMMENTS, THAT THE ALIGNMENT OF THE BIG PIPE WILL AVOID THE PACIFIC ESTUARINE RESEARCH LABORATORY PROPERTY. COUNCIL MEMBER FILNER INCLUDED THAT UNDERSTANDING AS A REQUIREMENT OF HIS AMENDMENTS. 5) THE ENVIRONMENTAL IMPACT REPORT'S RESPONSES TO PUBLIC COMMENTS SUGGESTS THAT THE PERIOD OF MAINTENANCE AND MONITORING FOR THE RESTORED WETLANDS WILL BE ONLY 90 DAYS. IN ORDER TO ENSURE THE SUCCESSFUL RESTORATION OF WETLAND VEGETATION THIS PERIOD MUST BE OF AT LEAST THREE YEARS DURATION, AND REQUIRE THAT WEEDY SPECIES BE REGULARLY REMOVED, THAT DEAD PLANTS BE REPLACED, AND THAT IRRIGATION BE CONTINUED UNTIL THE PLANTS HAVE BECOME SUCCESSFULLY ESTABLISHED. THE MAINTENANCE AND MONITORING PROGRAM SHOULD ALSO REQUIRE THAT REVEGETATION BE DONE TO THE SATISFACTION OF THE CITY, AND THE STATE AND FEDERAL WILDLIFE AGENCIES. EACH OF THE THREE AGENCIES SHOULD BE A PARTICIPANT IN AN OVERSIGHT COMMITTEE WHICH REVIEWS THE MITIGATION EFFORT, AND HAS THE AUTHORITY TO DIRECT THE MITIGATION CONTRACTOR TO MAKE ADJUSTMENTS AND CORRECTIONS TO THE RESTORATION EFFORT AS THE NEED BECOMES APPARENT. 6) THE IMPACTS OF DEWATERING HAVE NOT YET BEEN FULLY DEFINED. AFTER THE ENGINEERING PLANS HAVE BEEN COMPLETED AND THE EFFECTS OF DEWATERING HAVE BEEN FURTHER ANALYZED, AND BEFORE CONSTRUCTION IS AUTHORIZED TO BEGIN, THE PROJECT SHOULD RETURN TO COUNCIL FOR APPROVAL OF ADDITIONAL MITIGATION TO COMPENSATE FOR THE IMPACTS OF DEWATERING. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-200: (O-88-25) CONTINUED TO MARCH 21, 1988

(Continued from the meeting of January 4, 1988, Item 52, at Craig Lee's request, for the City Manager and MTDB to review the transfer of regulatory responsibility and other concerns.)

Amending Chapter VII, Article 5, Division 6, of the San Diego Municipal Code by amending Sections 75.0602, 75.0603, 75.0604 and 75.0605 relating to Jitney Routes to allow jitney staging areas, and requiring new jitney vehicles and all routes to serve the public convenience.

(Introduced on 11/30/87. Council voted 5-0. District 2 voted nay. District 1 and Mayor not present. District 4 vacant.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A071-090.)

MOTION BY STRUIKSMA TO CONTINUE TO MARCH 21, 1988, AND DIRECT THE CITY MANAGER TO COME TO ACCORD WITH THE JITNEY INDUSTRY AND BRING BACK AN ORDINANCE WITH LANGUAGE THAT REFLECTS THAT ACCORD.

Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-201: (O-88-108) INTRODUCED, TO BE ADOPTED MARCH 21, 1988

(Continued from the meeting of February 8, 1988, Item 52, at Council Member Roberts' request, for further review by CCDC regarding the overall effects of the Ordinance on the Convention Center.)

Introduction of an Ordinance amending Chapter III, Article 3, of the San Diego Municipal Code by amending Section 33.0106 relating to the Transition Provisions and Section 33.1550.3 relating to Closing Hours, by clarifying the applicability of transition provisions to police regulated businesses, specifically closing hours for public dances.

(See City Manager Report CMR-88-40.)

COMMITTEE ACTION: Reviewed by PSS on 1/20/88. Recommendation to approve the City Manager's Report. Districts 2, 3, 4, 6 and 7 voted yea.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C458-D076.)

MOTION BY ROBERTS TO INTRODUCE AND DIRECT THE CITY MANAGER TO REPORT TO PSS THE ISSUE OF EXTENDING THE REGULATIONS TO OTHER AREAS, DOWNTOWN AND MIXED USE PROJECTS, INCLUDING THE GOLDEN TRIANGLE, HOW MANY TRIPS TO THESE SITES ARE MADE BY THE POLICE, AND THE COST OF REGULATING SITES IN VARIOUS AREAS. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

ITEM-202:

Three actions relative to the Abatement and Cost Recovery Program for Vacant-Unsecured Buildings and General Public Nuisances Involved with Illegal Drug Trafficking:

(See City Manager Reports CMR-88-125 and CMR-87-483.)

Subitem-A: (O-88-142) INTRODUCED, TO BE ADOPTED MARCH  
21, 1988

Introduction of an Ordinance amending Chapter V, Article 5,  
of the San Diego Municipal Code by amending Section  
55.11.412 relating to creating an Administrative Abatement  
Procedure for Vacant and Unsecured Structures.

Subitem-B: (O-88-141) INTRODUCED, TO BE ADOPTED MARCH  
21, 1988

Introduction of an Ordinance amending Chapter I, of the San  
Diego Municipal Code by amending Section 11.16 and adding  
Section 11.16.1 relating to the Administrative and Summary  
Abatement of Public Nuisances and Establishing the Nuisance  
Abatement Superfund.

Subitem-C: (O-88-145) INTRODUCED, TO BE ADOPTED MARCH  
21, 1988

Introduction of an Ordinance amending Chapter IX,  
Article 1, of the San Diego Municipal Code by amending  
Section 91.02.0203 relating to Unsafe Buildings or  
Structures.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D078-096.)

MOTION BY McCOLL TO INTRODUCE. Second by Roberts. Passed by  
the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,  
Pratt-yea, Struiksma-not present, Henderson-yea, McCarty-yea,  
Filner-yea, Mayor O'Connor-yea.

ITEM-203: (O-88-54) CONTINUED TO MARCH 21, 1988

(Continued from the meetings of October 19, 1987, Item 51,  
January 11, 1988, Item 201, and February 8, 1988, Item 201;  
last continued at Council Member Struiksma's request, for  
further review.)

Introduction of an Ordinance amending Section 1 of  
Ordinance O-16203 (New Series), adopted May 14, 1984,  
incorporating a portion of Pueblo Lot 1101, Miscellaneous  
Map-36, a 1.6-acre site located on the north side of Friars  
Road, between Napa and Benicia Streets, into CO Zone;  
extension of time to June 14, 1990.

(See Planning Department Report PDR-87-432.  
Case-87-0267/EOT1. Linda Vista Community Area.  
District-5.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A080-120.)

MOTION BY STRUIKSMA TO CONTINUE ITEM-203 AND PARCEL 455 OF ITEM-212 TO MARCH 21, 1988 FOR FURTHER REVIEW. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-204: (R-88-1518) TRAILED TO MARCH 8, 1988

Awarding contracts for the purchase of miscellaneous vehicles, for a total cost of \$88,711.88, including tax, as follows: (BID-9392)

1. Bob Stall Chevrolet for Item 4 - one Chevrolet Camaro Sport Coupe;
2. Pacific Beach Ford for Item 5 - one Ford Mustang GT;
3. El Cajon Ford for Item 7 - two Ford Mustangs LX, 2-door; Item 9 - one Ford Bronco II; Item 10 - two Ford Aerostar Vans.

Aud. Cert. 8800774.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A120-140.)

MOTION BY FILNER TO TRAIL ITEMS 150, 204, 205, 206, AND 207 TO MARCH 8, 1988, AT THE REQUEST OF THE MAYOR AS THE DOCKET FOR THE MONDAY, MARCH 7, 1988, MEETING WAS HEAVILY SCHEDULED. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-205: (R-88-1430) TRAILED TO MARCH 8, 1988

(Continued from the meetings of January 25, 1988, Item 202, and February 22, 1988, Item 206; last continued at Ron Saathoff's request, to await the results of the Battalion Chief exam.)

Authorizing the Personnel Director to execute a contract with Dennis Joiner and Associates to validate, develop, and administer promotional examinations for the Assistant Fire Marshal, Fire Prevention Supervisor, and Fire Captain; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$63,000 from the Unallocated Reserve 605 to the Allocated Reserve 901, for the above purpose; authorizing the above expenditure for the purposes set forth in the contract, upon the receipt and approval of sufficient invoices.

Aud. Cert. 8800634.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A120-140.)

MOTION BY FILNER TO TRAIL ITEMS 150, 204, 205, 206, AND 207 TO MARCH 8, 1988, AT THE REQUEST OF THE MAYOR AS THE DOCKET FOR THE MONDAY, MARCH 7, 1988, MEETING WAS HEAVILY SCHEDULED. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-206: (R-88-1043) TRAILED TO MARCH 8, 1988

(Continued from the meetings of January 25, 1988, Item 106, February 8, 1988, Item 202, and February 16, 1988, Item S401; last continued at Council Member Henderson's request, to allow the City Manager to review alternatives to the traffic signal that would provide safe passage of pedestrians and vehicles through the intersection.)

Inviting bids for the Construction of a Traffic Signal and Street Lighting System at Bond Street and Grand Avenue on Work Order No. 118971; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$90,200 from Capital Outlay Fund 30245, CIP-61-002, Annual Allocation - New Traffic Signals, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-61-002, Annual Allocation - New Traffic Signals. (BID-9470) (Mission Bay Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: During the City Council meeting of June 23, 1986, Council voted not to approve funding of a traffic signal for the intersection of 7th Avenue and Robinson Avenue (Item 105). Staff has reviewed other traffic signal candidate intersections to utilize 7th Avenue and Robinson Avenue Funds. The intersection of Bond Street and Grand Avenue appears with the highest ranked intersections for traffic signal installations and based upon safety performance is recommended for installation of a traffic signal. The installation will provide for the safe passage of emergency vehicles, pedestrians and vehicles through this intersection.

Aud. Cert. 8800434.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A120-140.)

MOTION BY FILNER TO TRAIL ITEMS 150, 204, 205, 206, AND 207 TO MARCH 8, 1988, AT THE REQUEST OF THE MAYOR AS THE DOCKET FOR THE MONDAY, MARCH 7, 1988, MEETING WAS HEAVILY SCHEDULED. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-207: (R-88-1419) TRAILED TO MARCH 8, 1988

(Continued from the meetings of January 25, 1988, Item 120, February 8, 1988, Item 206, and February 22, 1988, Item 207; last continued at City Manager's request, for consideration after the Rules Committee review.)

Authorizing the execution of a letter of agreement with Donald N. Sharp Memorial Hospital for the implementation of a Health Management Program for firefighters; authorizing the expenditure of an amount not to exceed \$35,000 from Dept. 120, Account No. 4151, for the purpose of providing funds for the execution of the above letter of agreement and further authorizing the City Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION: The proposed agreement originates from the Memorandum of Understanding between the International Association of Fire Fighters, Local 145, and the City, previously approved by Council. The agreement stipulates that both parties agree to support a Health Management Program through Sharp's Hospital and authorizes the expenditures of funds previously appropriated. This year's program will provide an educational program and informational material designed to enhance the fire fighter's awareness of what constitutes stress, how to recognize it, and how to cope with the effects of it, especially in the wake of human suffering. The program will also provide for confidential counseling for fire fighters experiencing lingering effects from exposure to one or more critical incidents. Also included in this year's program is a total non-fasting cholesterol test with follow up testing counseling for fire fighters whose total cholesterol level places them in a high risk category. Finally, this year's program will provide education for female fire fighters concerning potential fetal health risks as a result of workplace exposures from fire fighting.

Aud. Cert. 8800654.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A120-140.)

MOTION BY FILNER TO TRAIL ITEMS 150, 204, 205, 206, AND 207 TO MARCH 8, 1988, AT THE REQUEST OF THE MAYOR AS THE DOCKET FOR THE MONDAY, MARCH 7, 1988, MEETING WAS HEAVILY SCHEDULED. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-208: (R-88-1622 Rev.2) ADOPTED AS AMENDED AS RESOLUTION  
R-270490

19880307

(Continued from the meeting of February 22, 1988, Item 115, at Council Member Henderson's request, to allow the matter to go back before the Public Services and Safety Committee on March 2, 1988.)

Authorizing the execution of an agreement with Larry Marion of Human Resources Management Systems for the design and implementation of Cross Cultural Training to all Fire Department personnel; authorizing the expenditure of an amount not to exceed \$45,500 from General Fund 100, Dept. No. 120 for the purpose of providing funds for the execution of the above agreement; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION: The Fire Department requires the services of a consultant to design and implement Cross Cultural Training to all Fire Department personnel in order to meet the Settlement Agreement which the City of San Diego has entered into with the California Department of Fair Employment and Housing, as a result of a complaint filed against the Fire Battalion Chiefs' examination. Through the Request for Proposal process, Barry M. Shapiro and Associates was selected to provide Cross Cultural Training to all Fire Department employees. As a trainer, Mr. Shapiro demonstrates the ability to address the interests and hidden concerns of his audience. He quickly establishes rapport, uses excellent visual aids and has a novel approach to EEO issues. He goes after attitudes that affect behavior and does it in a way that gets at the core resistance of the audience. Mr. Shapiro was recommended from a consultant selection committee composed of a Fire Department Deputy Chief (Director of Personnel and Training), the Fire



Department's Equal Employment Liaison Officer, the City's Organization Effectiveness Program Manager, a member of the Citizen's Equal Opportunity Commission, and a female Fire Captain with ten years of operational experience.

The proposed agreement stipulates that the following major goals for the Fire Department Cross Cultural Training Program will be accomplished: 1) Meet the intent of the desired affirmative relief. 2) Teach all personnel the legal implications and consequences of racist and sexist behavior. 3) Develop leadership and supervisory skills for Fire Captains in all areas of responsibility including EEO issues. 4) Change Cross Cultural Training from a "program" to an accepted way of doing business. 5) Establish appropriate and acceptable work conduct. 6) Develop Cross Cultural Communication skills and teach assertiveness. The City's intent to contract Cross Cultural Training for the Fire Department was advertised in the San Diego Daily Transcript from December 16 through December 21, for a total of 4 days, December 18 in the San Francisco Progress and December 18 in the Los Angeles Daily Journal. Four proposals were received through the competitive Request for Proposals process.

Aud. Cert. 8800739.

FILE LOCATION: MEET CCONFY88-1

COUNCIL ACTION: (Tape location: D113-E110.)

Motion by Henderson to uphold the PSS Committee recommendation to direct staff to enter into an agreement with Mr. Marion. No second.

MOTION BY ROBERTS TO ACCEPT THE CITY MANAGER'S RECOMMENDATION TO

APPROVE THE AGREEMENT WITH BARRY M. SHAPIRO. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-nay, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-209: (R-88-1676) ADOPTED AS RESOLUTION R-270491

Authorizing the execution of an agreement with Price Waterhouse/RJA Management Services for the purpose of recruiting candidates for a Deputy City Manager position, at a cost not to exceed \$20,000; authorizing the Auditor and Comptroller to transfer the sum of \$25,000 within the General Fund 100 from the Unallocated Reserve (605) to the City Manager's Department (040) for the purpose of defraying costs in connection with the above executive search contract.

CITY MANAGER SUPPORTING INFORMATION: The City is seeking the services of an executive search firm to recruit highly qualified candidates for a Deputy City Manager position in the City Manager's Office. This vacancy is due to the retirement of the Assistant City Manager. In accordance with Council Policy 300-7, a Request for Proposals was advertised in the Daily Transcript on November 23, 1987. Nine firms submitted proposals by the December 18, 1987 deadline. A panel consisting of the Water Utilities Director, Personnel Director, and a Management Assistant to the City Manager reviewed the proposals and interviewed four finalists. The panel recommends that Price Waterhouse/RJA Management Services be retained to provide services. Price Waterhouse/RJA Management Services has conducted numerous successful executive searches for both public and private organizations.

Aud. Cert. 8800778.

FILE LOCATION: MEET CONTFY88-1

COUNCIL ACTION: (Tape location: E110-208.)

MOTION BY McCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-210: (R-88-1688) ADOPTED AS RESOLUTION R-270492

Authorizing the execution of an agreement with Roma Design Group for consultant services to provide site and financial analysis for the new Civic Center Complex Project; authorizing the expenditure of an amount not to exceed \$150,000 from General Fund 100, Department 601.

FILE LOCATION: MEET CCONTFY88-1

COUNCIL ACTION: (Tape location: E211-578.)

MOTION BY HENDERSON TO EXTEND THE TIME OF THE MEETING PAST 5:30 P.M. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-211: (R-88-1281) FILED

(Continued from the meeting of January 11, 1988, Item 115,

at Council Member Wolfsheimer's request, to allow time for the Water Utilities Department to submit a report.)  
Authorizing the City Manager to deny a request for additional water connections and additional water capacity for San Diego County Tax Assessors Parcel No. 307-060-073 for domestic and irrigation needs necessary to serve additional units.

(Sorrento Hills Community Area. District-1.)

**CITY MANAGER SUPPORTING INFORMATION:** The owner of Assessor's Parcel No. 307-060-073, located at 3785 Arroyo Sorrento Road, is requesting water connections to an existing water main in Arroyo Sorrento Road. Previous Council direction has required that all water connection requests in the vicinity of Arroyo Sorrento Road be approved by Council. Currently there are 33 active water meters and at least 4 more that have Council approval but have not applied for a Public Improvement Permit at this time. The existing 4-inch water main in El Camino Real is the sole source of water supply to the 12-inch, 10-inch, and 8-inch water mains in Arroyo Sorrento Road. The 4-inch main was installed as a temporary solution to the well water problems in the area and was meant to only serve the 20 homes existing at that time. The 4-inch size main was the result of reviews by the California Coastal Commission which was concerned that a larger supply main would have a growth inducing potential. The 12-inch, 10-inch and 8-inch water mains were installed via an assessment district, however, the 4-inch main supplying these mains was installed with City Funds. At the time, it was understood that the 4" main did not have the capacity to provide adequate fire flows. Recently, the Fire Department has expressed concern over the lack of fire protection in this area and, therefore, we are recommending denial of this and future requests based on inadequate fire protection and limited capacity. The facilities needed to be installed that will resolve this problem have been required of 2 tentative maps within the Sorrento Hills Community Planning Area. However, at this time, it is difficult to estimate when the permanent water facilities will be installed.  
WU-U-88-016.

**FILE LOCATION:** MEET

**COUNCIL ACTION:** (Tape location: A057-065.)

**MOTION BY ROBERTS TO FILE ITEM-211 AT THE CITY MANAGER'S REQUEST.** Second by Henderson. Passed by the following vote:  
Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-212: (R-88-2390) ADOPTED AS AMENDED AS RESOLUTION  
R-270493 AND CONTINUE SITE 455 - AREA C  
TO MARCH 21, 1988

19880307

(Continued from the meetings of September 28, 1987, Item 113, January 19, 1988, Item S406, January 26, 1988, Item S501, and February 16, 1988, Item 335; last continued at the City Manager's request, to allow time to respond to Council Member Struiksma's questions.)

Approving the Public Facilities and Recreation Committee's recommendations on those City-owned sites numbered 455 - Area C, 20 - Area C, 20 - Area D; declaring that the City Council in no way intends to bind itself to utilize the property in accordance with the designation, and the Council specifically intends to be able to change the designation at any time or utilize the property for any purpose determined to be in the best interest of the City at the sole discretion of the Council; declaring that this designation serves simply and exclusively as a tentative guide to the City staff with regard to potential use of vacant City-owned land and that it is the Council's intent that this designation and past designations of this nature have no legal or binding effect whatsoever beyond serving as a tentative guide to such staff.

(See City Manager Report CMR-87-433.)

COMMITTEE ACTION: Reviewed by PFR on 9/9/87. Recommendation to approve the City Manager's recommendations on designations on Sites 455 - Area C, 20 - Area C, 20 - Area D. The Committee referred Site 23A back to the City Manager. Districts 2, 3, 7 and 8 voted yea. District 5 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-120, F003-037.)

MOTION BY STRUIKSMA TO CONTINUE ITEM-203 AND PARCEL 455 of ITEM-212 TO MARCH 21, 1988 FOR FURTHER REVIEW. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

MOTION BY STRUIKSMA TO ADOPT WITH THE DELETION OF SITE 455 - AREA C. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-213: (R-88-921) CONTINUED TO APRIL 4, 1988

(Continued from the meeting of February 16, 1988, Item 331, at the City Manager's request, to meet with the Community Planning Group to work out the phasing plan.)

Designating an area of benefit in North University City and the boundaries thereof, confirming the description of Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to the Public Facilities Projects, the method for apportioning the costs of the Public Facilities Projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each such parcel, the basis and methodology for assessing and levying discretionary automatic annual increase in Facilities Benefit Assessments, and proceedings thereto, and ordering of proposed Public Facilities Projects in the matter of the North University City Facilities Benefit Assessment Area. (See City Manager Report CMR-87-542. Located on a triangular area north of Rose Canyon between I-5 and I-805. North University City Community Area. District-1.)

FILE LOCATION: STRT FB-1

COUNCIL ACTION: (Tape location: A057-065.)

MOTION BY ROBERTS TO CONTINUE TO APRIL 4, 1988, AT THE CITY MANAGER'S REQUEST FOR THE COMMUNITY PLANNING GROUP TO REVIEW THE

TRANSPORTATION PHASING PLAN. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S400: (R-88-1707) CONTINUED TO MARCH 14, 1988

(Continued from the meeting of March 7, 1988, Item S400, at Mayor O'Connor's request, for further review of the total estimated cost.)

Authorizing the execution of an agreement with James M. Montgomery, Consulting Engineers, Inc., for professional consultant services to provide Program Management and Engineering Services for planning the modification and enlargement of the Metropolitan Sewerage System; authorizing the expenditure of an amount not to exceed \$2,710,968 from CIP-46-147.0, Modified Wastewater Treatment Facilities Plan, Sewer Revenue Fund (41506) for the purpose of providing funds for the above project to cover the first

contract period; authorizing the execution of an agreement with Management Analysis Company (MAC), for professional consultant services to provide assistance with Program Management negotiations; authorizing the expenditure of an amount not to exceed \$10,000 from CIP-46-147.0, Modified Wastewater Treatment Facilities Plan, Sewer Revenue Fund (41506), for the purpose of executing the agreement with MAC; authorizing the expenditure of an amount not to exceed \$328,700 from CIP-46-147.0, Modified Wastewater Treatment Facilities Plan, Sewer Revenue Fund (41506), for the purpose of obtaining data processing and telecommunications services to support the above agreements.

(See City Manager Report CMR-88-129.)

COMMITTEE ACTION: Reviewed by PSS on 3/3/88. Recommendation to adopt the City Manager's recommendation with affirmation that project be based on water reclamation as the first priority.

Districts 2, 3, 4 and 6 voted yea. District 7 not present.

Aud. Cert. 8800803.

WU-U-88-109.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: F041-380.)

MOTION BY HENDERSON TO CONTINUE TO MARCH 14, 1988, AND DIRECT THE CITY MANAGER TO REPORT ON WHY THE PRESENT PROPOSED EXPENDITURES EXCEED THE ORIGINAL REQUEST OF TEN MILLION DOLLARS.

Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,

Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor

O'Connor-yea.

ITEM-S401: (R-88-1527) ADOPTED AS RESOLUTION R-270494

Awarding a contract to Bird's Nest Inc. for furnishing parts, material and labor necessary to return the San Diego Police Department's Bell Jet Ranger Helicopter to a flight worthy condition for a total cost of \$105,188.86, including tax and terms. (BID-9526)

(One bid received. Requested by the San Diego Police Department to make repairs to their helicopter.)

CITY MANAGER SUPPORTING INFORMATION: The City Council adopted Resolution R-268053 on April 6, 1987, establishing a Patrol Helicopter Program and allocating \$170,706 from the Seized and Forfeited Assets Fund 10132 to prepare the helicopter for service and operate it for 1,000 flight hours. The first step in preparing the aircraft was an inspection to certify its airworthiness. During the inspection, major components were

found to be deficient and in need of replacement prior to the aircraft being allowed to operate. The acceptance of this bid will allow the Police Department to make any repairs and meet certification requirements necessary to make this helicopter operational.

Aud. Cert. 8800788.

FILE LOCATION: MEET CONTFY88-1

COUNCIL ACTION: (Tape location: F380-589.)

MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S402: (R-88- ) TRAILED TO MARCH 8, 1988

(Trailed from the meeting of February 29, 1988, Item 104, and continued from the meeting of March 1, 1988, Item 104; last continued at Council Member Henderson's request, for further discussion.)

Matter of the expenditure of funds for retaining outside counsel for the purpose of representing the City of San Diego in the federal lawsuit entitled, Chicano Federation of San Diego County, et al. v. City of San Diego, et al., Case-880103R(M).

Aud. Cert. 8800768.

NOTE: On 3/1/88 Council voted 7-1 (District 1 voted nay; District 7 not present) to authorize the City Attorney to execute an retainer agreement with the law firm of McDermott, Will and Emery. The portion of the item authorizing expenditure of funds was continued to 3/7/88.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A080-120.)

MOTION BY STRUIKSMA TO TRAIL TO MARCH 8, 1988, AT COUNCIL MEMBER FILNER'S REQUEST TO BE TAKEN FOLLOWING CLOSED SESSION. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Rose Lynn.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F589-630)

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 6:27 p.m. in honor of Luther Crawford.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F630).